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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

BORIS SHERMAN,)	
)	No. C 07-3282 JW
Plaintiff,)	
)	
v.)	
)	STIPULATION TO DISMISS AND
)	[PROPOSED] ORDER
Department of Homeland Security, MICHAEL)	
CHERTOFF, Secretary; United States Citizenship)	
and Immigration Services, EMILIO T.)	
GONZALEZ, Director; United States Citizenship)	
and Immigration Services, ROSEMARY)	
MELVILLE, District Director; U.S. Attorney)	
General, ALBERTO GONZALES; Federal)	
Bureau of Investigation, ROBERT S. MUELLER,)	
III, Director,)	
)	
Defendants.)	

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to adjudicate such application within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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Stipulation to Dismiss
 C07-3282 JW

1 Dated: August 27, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS
United States Attorney

3
4 /s/
EDWARD A. OLSEN
5 Assistant United States Attorney
Attorneys for Defendants

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7 Dated: August 24, 2007

8 /s/
MONICA KANE
9 Attorney for Plaintiff

10 **ORDER**

11 Pursuant to stipulation, IT IS SO ORDERED.

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13 Dated:

14 JAMES WARE
United States District Judge